



# City of Bartlett

A. KEITH McDONALD, Mayor  
ENGINEERING & UTILITIES  
W. R. McCLANAHAN - Director and City Engineer  
WADE TOWLES - Assistant City Engineer

Mr. Terry Templeton  
Tennessee Department of Environment and Conservation  
Department of Water Pollution Control  
8383 Wolf Lake Drive  
Bartlett TN 38133-4119

December 18, 2012

**RE: Request for Clarification, Paragraph 4.2.5.7 of the State of Tennessee NPDES General Permit for Discharges from Small Municipal Separate Storm Sewer Systems**

Mr. Templeton,

Thank you, and your staff, for meeting with Mayor McDonald and me December 11, 2012 to discuss issues concerning the current MS4 permit. I'd like to document some of the results of that meeting as they concern the referenced paragraph.

1. It is our position that paragraph 4.2.5.7 requiring inspections does not apply to existing developments and redevelopments. Do you concur?
2. It is our position that paragraph 4.2.5.7 requiring inspections only applies to permanent storm water management BMPs installed and implemented to meet the performance standards of paragraph 4.2.5.2 involving green infrastructure. Do you concur?
3. It is our position that the requirements of paragraph 4.2.5.7 requiring inspections become effective four years after coverage under the MS4 general permit and the owner/operator annual and five year inspections are not required until that time. Do you concur?

I understand that a concurrence or non-concurrence with item 2 may require your staff to contact your Nashville staff. Although this requirement won't be effective for another two years, I would hope a response can be provided sooner. Thank you for your help.

Sincerely;

W. R. McClanahan, P.E.  
Director and City Engineer

DEC 20 2012  
MEMPHIS FIELD OFFICE